



Report to the Auburn City Council

Action Item

5

Agenda Item No.

City Manager Approval

To: Mayor and City Council Members
From: Jack Warren, Director of Public Works/City Engineer
Bernie Schroeder, Engineering Division Manager
Megan Siren, Administrative Analyst/Transit Manager
Date: April 13, 2009
Subject: Transit Security Grant Program - Prop 1B

The Issue

Shall the City of Auburn apply for transit security grant funds available through the Governor's Office of Homeland Security?

Conclusion and Recommendation

Staff recommends by **RESOLUTION**, authorize the Director of Public Works and/or Engineering Division Manager to submit and execute on behalf of the City of Auburn a grant application for the California Transit Security Grant Program

Background

The Highway Safety, Traffic Reduction, Air Quality and Port Security Bond Act of 2006 was approved by the California voters as Proposition 1B at the November 6, 2006 general election. Proposition 1B included \$1 billion for the Transit Security and Safety Account. Placer County Transportation Planning Agency (PCTPA) received the published estimated amounts for the fiscal year 2008-2009. The PCTPA Board at their December 4, 2008 board meeting approved the fund allocation by jurisdiction for the 2008/09 Transit System Security and Disaster Response Account.

The Governor's Office of Homeland Security (OHS) is administering the grant funds. Funds shall be available for capital projects that provide increased protection against a security and safety threat for transit operators.

The Transit Division decided to pursue the eligible grant funds for a surveillance system at the Corporation Yard to ensure security of Transit equipment such as the buses and the CNG Fueling Station. Staff received notification of project eligibility on March 9, 2008 and now must submit the grant assurances, governing body resolution and the authorized agent form to continue process the grant application.

Alternatives Available to Council; Implications of Alternatives

1. Accept Staff Recommendation
2. Amend Staff Recommendation

Fiscal Impact

Staff is recommending that \$9,041 is added as revenue to the Transit Fund (Fund 27) once funds are received from the state. The project is estimated at \$9,041 and will not proceed until the funds are received from the State.

Attachments:

Resolution

Grant Assurances

Appendix A
Investment Justification Template
 (Required Font -- New Times Roman -- 10)

Investment Heading	
Date	January 12, 2009
State	California
County	Placer
Agency Name	City of Auburn -- Auburn Transit
Investment Name	Corporation Yard Surveillance System
Investment Phase	Corporation Yard Surveillance System Phase 1
Investment Amount (08-09 Prop 1B)	Total \$ 9,041

I.A. Identify the transit agency and that agency's point(s) of contact for this investment.			
Response Type	Narrative		
Page Limit	Not to exceed ½ page		
Response Instructions	For the transit agency (or lead agency) undertaking the investment, identify the following: <ul style="list-style-type: none"> • Point of contact's (POC) name and title; • POC's full mailing address; • POC's telephone number; • POC's fax number; • POC's email address; • and, Also include the corresponding information for the authorizing official for your organization—i.e., the individual authorized to sign a grant award. 		
Response	<table border="0"> <tr> <td style="vertical-align: top;"> POC's name and title; Megan Siren, Transit Manager Full mailing address; 1225 Lincoln Way, Auburn, CA 95603 Telephone number; 530-823-4211 x 145 Fax number; 530-885-5508 Email address; msiren@auburn.ca.gov </td><td style="vertical-align: top;"> Authorized Agent's name and title; Jack Warren, Director of Public Works Full mailing address; 1225 Lincoln Way, Auburn, CA 95603 Telephone number; 530-823-4211 x 126 Fax number; 530-885-5508 Email address; jwarren@auburn.ca.gov </td></tr> </table>	POC's name and title; Megan Siren, Transit Manager Full mailing address; 1225 Lincoln Way, Auburn, CA 95603 Telephone number; 530-823-4211 x 145 Fax number; 530-885-5508 Email address; msiren@auburn.ca.gov	Authorized Agent's name and title; Jack Warren, Director of Public Works Full mailing address; 1225 Lincoln Way, Auburn, CA 95603 Telephone number; 530-823-4211 x 126 Fax number; 530-885-5508 Email address; jwarren@auburn.ca.gov
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I.B. Describe the operating system for the transit agency undertaking this investment.	
Response Type	Narrative
Page Limit	Not to exceed 2 pages
Response Instructions	For the transit agency (or lead agency) undertaking this investment, describe the following: <ul style="list-style-type: none"> • Infrastructure; • Ridership data; • Number of passenger miles; • Number of vehicles; • Types of service and other important features; • System map; • Geographical borders of the system and the cities and counties served; and, • Other sources of funding being leveraged for security enhancements

Response

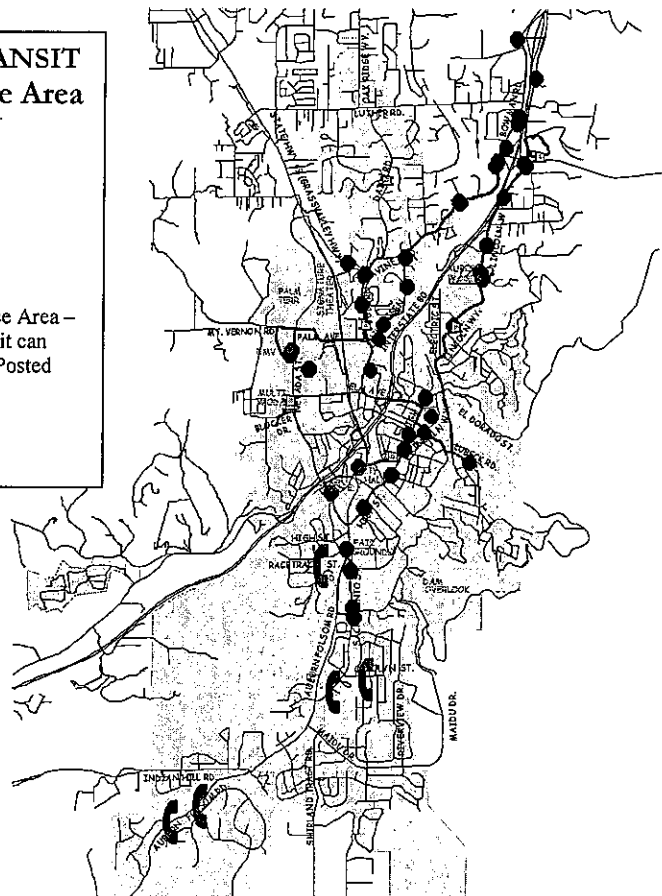
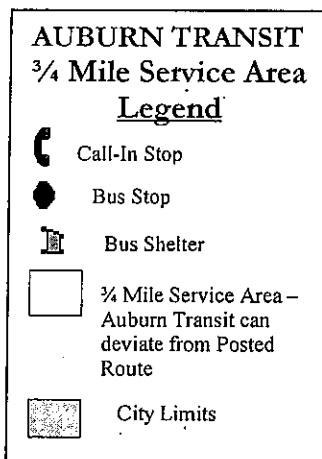
Auburn Transit is a division of the Public Works Department for the City of Auburn. Auburn Transit is a deviated fixed route transit service serving the Auburn community. Auburn Transit currently operates Monday through Saturday covering the City limits of Auburn and also outlying areas in the County bordering the City limits and the I-80 corridor.

Auburn Transit connects with Placer County Transit, Dial-A-Ride, Gold Country Stage and Amtrak Trains/Buses at the Auburn/Conheim Station located at the corner of Blocker Drive and Nevada Street in Auburn. The Auburn/Conheim Station is the transportation hub for the Auburn area where buses converge hourly and transfers can be made to other services transporting passengers to Roseville, Colfax, Grass Valley, Lincoln, Rocklin and Sacramento.

Auburn Transit infrastructure includes the Auburn/Conheim Station and Elders Transfer Station as transfer point locations within Auburn Transit or with other public transit operators. Auburn Transit operates out of the City of Auburn's Corporation Yard which houses the transit buses along with a Slow Fill CNG (Compressed Natural Gas) Fueling Station for the buses.

Auburn Transit from July 1, 2007 to June 30, 2008 transported approximately 57,064 individuals with passenger miles approximately 62,924. Auburn Transit operates with 4 buses in the fleet with 2 compressed natural gas buses and 2 gasoline powered cut-a-ways. Auburn Transit has an additional compressed natural gas bus on order. Auburn Transit is a deviated fixed route system, allowing for the bus to deviate up to $\frac{3}{4}$ of a mile from the designated bus stop to transport individuals.

System Map:



	The geographical borders of Auburn Transit encompass the entire City of Auburn with a portion of Placer County - unincorporated included in the geographical border of Auburn Transit.
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II.A. Provide a brief abstract for this investment.

Response Type	Narrative
Page Limit	Not to exceed 1 page
Response Instructions	Provide a succinct statement summarizing this investment.
Response	Auburn Transit has security related issues at the City's Corporation Yard where Auburn Transit's fleet is stored and the compressed natural gas fueling system used for the transit fleet is located. The Corporation Yard is located on Blocker Drive in the City of Auburn off of Nevada Street. Auburn Transit would like to purchase and install a surveillance system with a real time feed into the City of Auburn Police Department. The surveillance system will assist in ensuring that Auburn Transit's infrastructure located at the Corporation Yard remains secure.

II.B. Describe how this investment specifically addresses one or more of the transit security fundamentals identified in the FY08-09 (CTAF) Guidance

Response Type	Narrative
Page Limit	Not to exceed ½ page
Response Instructions	Describe how the investment addresses one or more of the following: A. Capital Projects: <ul style="list-style-type: none"> • Construction or renovation projects that are designed to enhance the security of public transit stations, tunnels, guide-ways, elevated structures or other transit facilities and equipment • Explosive device mitigation and remediation equipment • Chemical, biological, radiological and nuclear explosive search, rescue or response equipment • Interoperable communications equipment • Physical security enhancement equipment • The installation of fencing, barriers, gates or related security enhancements that are designed to improve the physical security of transit stations, tunnels, guide-ways, elevated structures or other transit facilities and equipment • Other security related projects approved by the Office of Homeland Security (OHS) B. Capital expenditures to increase the capacity of transit operators to develop disaster response transportation systems that can move people, goods, and emergency personnel and equipment in the aftermath of a disaster impairing the mobility of goods, people, and equipment.
Response	The surveillance system will enhance the security at the Corporation Yard by not only serving as a deterrent to illegal activity but will also enable Auburn Transit to examine the video and audio for any incidents that occur at the Corporation Yard. The video capability will assist the City of Auburn Police Department to examine the activity at Corporation Yard as it occurs and assist in stopping illegal activity from happening or investigating incidents that occur. The surveillance system will assist in securing the

	facility after hours.
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II.C. Describe how the investment will achieve the safety, security, or emergency response benefit.

Response Type	Narrative
Page Limit	Not to exceed ½ page
Response Instructions	Describe how the investment will address the safety, security, or emergency response benefit.
Response:	The project reduces vulnerabilities to Auburn Transit's infrastructure by enabling Auburn Transit and Auburn Police Department to evaluate the activities that occur at the Corporation Yard during after hours. Illegal activity can easily occur after hours at the Corporation Yard to do the remote and wooded location of the facility and will be more difficult to deter without the surveillance system in place. This project will increase protection against a threat by putting in place a mechanism to assist in prevention of threats that occur at Corporation Yard.

II.D. Describe how this investment specifically meets the useful life for capital assets specified in subdivision (a) of section 16727.

Response Type	Narrative
Page Limit	Not to exceed ½ page
Response Instructions	Describe how the investment addresses the following tangible physical properties: <ul style="list-style-type: none"> • An expected useful life of 15 years or more • Property with an expected useful life of 10 to 15 years, but these costs may not exceed 10 percent of the bond proceeds net of all issuance costs. • Include major maintenance, reconstruction, demolition for purposes of reconstruction of facilities, and retrofitting work that is ordinarily done no more often than once every 5 to 15 years or expenditures that continue or enhance the useful life of the capital asset. • Equipment with an expected useful life of two years or more.
Response	The surveillance equipment to be installed at the Corporation Yard and the City of Auburn Police Department has an expected useful life of 2 – 5 years.

III.A. Investment Funding Plan

Response Type	Narrative
Page Limit	Not to exceed 1 page
Response Instructions	<ul style="list-style-type: none"> • Include a narrative response below certifying how the cost share requirement will be met, where applicable • Complete the chart below to identify the amount of funding being requested for this investment only; • Funds should be requested by allowable cost categories (i.e., planning, organization, equipment, and management and administration.); • Applicants must make funding requests that are reasonable and justified by direct linkages to activities outlined in this particular investment; and, <p>Applicants must indicate whether additional funding (non FY08-09</p>

	CTAF) will be leveraged for this investment.		
Response	FY08-09 CTAF Request Total	Other Funding Sources Applied (including cost share required)	Grand Total
	8879.58(a)(2)	8879.58(a)(3)	
Equipment	\$4,653	\$347	\$5,000
Construction	\$3,694	\$347	\$4,041
Total	\$8,347	\$694	\$9,041
	This project can be fully funded through CTAF funding with regional funds and local funds.		

III.B. Provide a high-level timeline, milestones and dates, for the implementation of this investment. Possible areas for inclusion are: stakeholder engagement, planning, major acquisitions/purchases, training, exercises, and process/policy updates. Up to 10 milestones may be provided.

Response Type	Narrative
Page Limit	Not to exceed 1 page
Response Instructions	<ul style="list-style-type: none"> Only include major milestones that are critical to the success of the investment; While up to 10 milestones may be provided, applicants should only list as many milestones as necessary; Milestones are for this discrete investment – those that are covered by the requested FY08 TSGP funds and will be completed over the 36-month performance period; Milestones should be kept to high-level, major tasks that will need to occur; Identify the planned start date associated with the identified milestone. The start date should reflect the date at which the earliest action will be taken to start achieving the milestone; Identify the planned completion date when all actions related to the milestone will be completed and overall milestone outcome is met; and, List any relevant information that will be critical to the successful completion of the milestone (such as those examples listed in the question text above).
Response	<p>Project Milestones depend on availability of funding.</p> <p>Start: August 2009 Design: August - September 2009 Environmental Clearance, if required: September 2009 Construction Bid Award: October 2009 Construction Completion: December 2009 (dependent on weather) Project Completion: January – February 2010 Project Close Out: March – April 2010</p>

Appendix B

Authorized Agent

AS THE MAYOR

OF THE CITY OF AUBURN

I hereby authorize the following individual(s) to execute for and on behalf of the named State Organization, any actions necessary for the purpose of obtaining state financial assistance provided by the Governor's Office of Homeland Security.

Director of Public Works, OR
(Title of Authorized Agent)

Engineering Division Manager
(Title of Authorized Agent)

Signed by _____ and approved this _____ day of _____, 2009.
J.M. Holmes

Appendix D
Grant Assurances

**FY08-09 Transit System Safety, Security and
Disaster Response Account Program**

Grant Assurances
(All Applicants)

Name of Applicant: _____ City of Auburn _____

Address: 1225 Lincoln Way _____

City: Auburn _____ State: CA _____ Zip Code: 95603 _____

Telephone Number: (530) 823-4211 _____

Fax Number: (530) 885-5508 _____

E-Mail Address: jwarren@auburn.ca.gov _____

As the duly authorized representative of the applicant, I certify that the applicant named above:

1. Has the legal authority to apply for Transit System Safety, Security, and Disaster Response Account funds, and has the institutional, managerial and financial capability to ensure proper planning, management and completion of the grant provided by the State of California and administered by the California Office of Homeland Security (OHS).
2. Will assure that grant funds are only used for allowable, fair, and reasonable costs.
3. Will give the State of California generally and OHS in particular, through any authorized representative, access to and the right to examine all paper or electronic records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or OHS directives.
4. Will provide progress reports and such other information as may be required by OHS.
5. Will initiate and complete the work within the applicable time frame after receipt of OHS approval.

6. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain for themselves or others, particularly those with whom they have family, business or other ties.
7. Will comply with all California and federal statutes relating to nondiscrimination. These include but are not limited to:
 - a. Title VI of the Civil Rights Act of 1964 (P.L. 88-352), as amended, which prohibits discrimination on the basis of race, color or national origin;
 - b. Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683 and 1685-1686), which prohibits discrimination on the basis of sex;
 - c. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794) which prohibits discrimination on the basis of handicaps;
 - d. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107) which prohibits discrimination on the basis of age;
 - e. The Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255) as amended, relating to nondiscrimination on the basis of drug abuse;
 - f. The Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
 - g. Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. § 290dd-2), as amended, relating to confidentiality of alcohol and drug abuse patient records;
 - h. Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing;
 - i. Title 28, Code of Federal Regulations, Part 42, Subparts C, D, E and G;
 - j. Title 28, CFR, Part 35;
 - k. Any other nondiscrimination provisions in the specific statute(s) under which application for federal assistance is being made; and
 - l. The requirements on any other nondiscrimination statute(s) which may apply to the application.
8. Will comply, if applicable, with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.

9. Will comply with applicable environmental standards which may be prescribed pursuant to California or Federal law. These may include, but are not limited to, the following:
 - a. California Environmental Quality Act (CEQA). California Public Resources Code Sections 21080-21098. California Code of Regulations, Title 14, Chapter 3 Sections 15000-15007;
 - b. institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514;
 - c. notification of violating facilities pursuant to EO 11738;
 - d. protection of wetlands pursuant to EO 11990;
 - e. evaluation of flood hazards in floodplains in accordance with EO 11988;
 - f. assurance of project consistency with the approved state management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.);
 - g. conformity of federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.);
 - h. protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and
 - i. protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
10. Will comply, if applicable, with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et. seq.) related to protecting components or potential components of the national wild and scenic rivers system.
11. Will assist OHS, as appropriate, in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. § 470), EO 11593 (identification and preservation of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§ 469a-1 et seq).
12. Will comply with Standardized Emergency Management System (SEMS) requirements as stated in the California Emergency Services Act, Gov Code §§ 8607 et seq. and CCR Title 19, Sections 2445, 2446, 2447 and 2448.
13. Will:
 - a. Promptly return to the State of California all the funds received which exceed the approved, actual expenditures as accepted by OHS;
 - b. In the event the approved amount of the grant is reduced, the reimbursement applicable to the amount of the reduction will be promptly refunded to the State of California; and
 - c. Separately account for interest earned on grant funds, and use all interest towards the project as approved by OHS.

14. Will comply, if applicable, with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
15. Agrees that equipment acquired or obtained with grant funds:
 - a. Will be made available under the California Disaster and Civil Defense Master Mutual Aid Agreement in consultation with representatives of the various fire, emergency medical, hazardous materials response services, and law enforcement agencies within the jurisdiction of the applicant;
 - b. Is consistent with needs as identified in the State Homeland Security Strategy and will be deployed in conformance with that Strategy; and
 - c. Will be made available pursuant to applicable terms of the California Disaster and Civil Defense Master Mutual Aid Agreement and deployed with personnel trained in the use of such equipment in a manner consistent with the California Law Enforcement Mutual Aid Plan or the California Fire Services and Rescue Mutual Aid Plan.
16. Will comply, as applicable, with provisions of Title 28 of the Code of Federal Regulations applicable to grants and cooperative agreements, including:
 - a. Part 18, Administrative Review Procedures;
 - b. Part 20, Criminal Justice Information Systems;
 - c. Part 22, Confidentiality of Identifiable Research and Statistical Information;
 - d. Part 23, Criminal Intelligence Systems Operating Policies;
 - e. Part 30, Intergovernmental Review of Department of Justice Programs and Activities;
 - f. Part 35, Nondiscrimination on the Basis of Disability in State and Local Government Services;
 - g. Part 38, Equal Treatment of Faith-based Organizations;
 - h. Part 63, Floodplain Management and Wetland Protection Procedures;
 - i. Part 42, Nondiscrimination/Equal Employment Opportunities Policies and Procedures;
 - j. Part 61, Procedures for Implementing the National Environmental Policy Act;
 - k. Part 64, Floodplain Management and Wetland Protection Procedures; and Federal laws or regulations applicable to Federal Assistance Programs;
 - l. Part 66, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments;
 - m. Part 67, Government-Wide Debarment and Suspension (Non-Procurement).
 - n. Part 69, New Restrictions on Lobbying;
 - o. Part 70, Uniform Administrative Requirements for Grants and Cooperative Agreements (including sub-awards) with Institutions of Higher Learning, Hospitals and other Non-Profit Organizations; and
 - p. Part 83, Government-Wide Requirements for a Drug Free Workplace (grants).

17. Will comply, if applicable, with Subtitle A, Title II of the Americans with Disabilities Act (ADA) 1990.
18. Will, in the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to OHS.
19. Will comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
20. Will comply with all applicable requirements of all other California and Federal laws, executive orders, regulations, program and administrative requirements, policies and any other requirements governing this program.
21. Understands that failure to comply with any of the above assurances may result in suspension, termination or reduction of grant funds.
 - a. The applicant certifies that it and its principals:
 1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;
 2. Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and (d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and
 - b. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

The undersigned represents that he/she is authorized by the above named applicant to enter into this agreement for and on behalf of the said applicant.

Signature of Authorized Agent: _____

Printed Name of Authorized Agent: Jack Warren

Title: Director of Public Works Date: _____

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RESOLUTION NO. 09-

RESOLUTION AUTHORIZING THE SUBMITTAL OF THE FY08/09 TRANSIT
SYSTEM SAFETY, SECURITY AND DISASTER RESPONSE ACCOUNT GRANT.

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby authorize the
Director of Public Works or the Engineering Division Manager to execute for
and on behalf of the City of Auburn, a public entity established under the laws
of the State of California, any actions necessary for the purpose of obtaining
financial assistance provided by the Governor's Office of Homeland Security.

A true and correct copy of said grant application is attached hereto as Exhibit
"A."

DATED: April 13, 2009

J.M. Holmes, Mayor

ATTEST:

Joseph G. R. Labrie, City Clerk

I, Joseph G. R. Labrie, City Clerk of the City of Auburn, hereby certify
that the foregoing resolution was duly passed at a regular session meeting of
the City Council of the City of Auburn held on the 13th day of April 2009 by the
following vote on roll call:

Ayes:
Noes:
Absent:

Joseph G. R. Labrie, City Clerk

